

25 Metro Drive
Suite 700

San Jose
California 95110

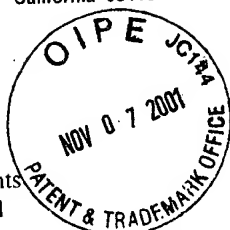
T: 408-453-9200
F: 408-453-7979

Austin, TX
Newport Beach, CA
San Francisco, CA

skjervemorrill
macpherson LLP

Docket No.: M-9216 US

Box AF
Commissioner For Patents
Washington, D.C. 20231



November 7, 2001

Re: Applicant(s): Schena, Mark A.
Assignee: TeleChem International Inc.
Title: Microarray Method Of Genotyping Multiple Samples At Multiple Loci
Serial No.: 09/613,006
Examiner: Forman, B.
Docket No.: M-9216 US

Filed: July 10, 2000
Group Art Unit: 1655

RECEIVED
DEC 11 2001
TECH CENTER 1600/2900

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Return Receipt Postcard;
- (2) This Transmittal Letter (in duplicate);
- (3) Response to Final Office Action (12 pages).

- ☒ No additional fee is required.
☐ The fee has been calculated as shown below:

CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra	Rate	Additional Fee
Total Claims	25	Minus	25	=	0	x \$18.00	\$ 0.00
Independent Claims	2	Minus	3	=	0	x \$84.00	\$ 0.00
<input type="checkbox"/> Fee of _____ for the first filing of one or more multiple dependent claims per application							\$
<input type="checkbox"/> Fee for Request for Extension of Time							\$ 0.00

Total additional fee for this Amendment:

- ☒ Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.
- ☐ Please charge our Deposit Account No. 19-2386 in the amount of \$ 0.00
- ☒ Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 19-2386.

Total: \$ 0.00

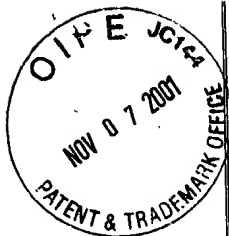
EXPRESS MAIL LABEL NO:

EL 701021669 US

Respectfully submitted,

Mark E. Schmidt

Mark E. Schmidt, Ph.D.
Agent for Applicants
Reg. No. 47,063



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

DEC 11 2001

TECH CENTER 1600/2900

Applicant(s): Schena, Mark A.
Assignee: TeleChem International Inc.
Title: Microarray Method Of Genotyping Multiple Samples At Multiple Loci
Serial No.: 09/613,006 Filing Date: July 10, 2000
Examiner: Forman, B. Group Art/Unit: 1655
Docket No.: M-9216 US

San Jose, California
November 7, 2001

BOX AF
COMMISSIONER FOR PATENTS
Washington, D. C. 20231

RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

This responds to the September 19, 2001 Final Office Action. Applicant requests that the Examiner consider the following remarks. Since no claims are amended in this response, Applicant believes that consideration of the remarks requires no further search by the Examiner.

REMARKS

Claims 1 and 3-26 are pending, all of which stand rejected.

Claims 1, 8, 9, 12, 14, 17, 18, 21 and 24 are rejected under 35 U.S.C. §102(b) as anticipated by Lashkari et al. (Proc. Natl. Acad. Sci. USA, 1997, 94: 13057-13062).

Applicant respectfully traverses this rejection.

Independent Claim 1 recites "hybridizing the microarray with a mixture of labeled synthetic oligonucleotides...." One of ordinary skill in the art would understand the term "synthetic oligonucleotide" to refer to an oligonucleotide prepared by chemical synthesis. Applicant can find no teaching or suggestion in Lashkari et al. of a microarray hybridized with chemically synthesized oligonucleotides.

LAW OFFICES OF
SKJERVEN MORRILL
MACPHERSON LLP

25 METRO DRIVE
SUITE 700
SAN JOSE, CA 95110
(408) 453-9200
FAX (408) 453-7979